



PATENT
Attorney Docket No.: NEI-00106

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Group Art Unit: 1725
Gary R. McLuen et al.	)	Examiner: Stoner, Kiley Shawn
Serial No.: 09/901,949	)	TERMINAL DISCLAIMER
Filed: July 9, 2001	)	162 N. Wolfe Rd.
For: MULTI-WELL ROTARY SYNTHESIZER	)	Sunnyvale, California 94086 (408) 530-9700
	)	Customer No. 28960

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Jonathan O. Owens, represent that I am the attorney of record for this invention. The disclaimant, McLuen Design, Inc., assignee of this invention, owns the whole of this invention.

The terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to 156 and 173 of United States Patent No. 6,270,730 as presently shortened by any terminal disclaimer, is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above-identified application shall be enforceable only for, and during, such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,270,730, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

06/01/2004 MMEKDNEN 00000085 09901949

01 FC:1814

110.00 OP

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

- 1 -

HAVERSTOCK & OWENS LLP.

Date: 5-25-04

By: 

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of United States Patent No. 6,270,730, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued in any matter or is terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

FEE STATUS
(37 CFR 1.20(d))

X Other than a small entity -- fee \$110.00.

X Authorization To Charge Deposit Account:

X The Commissioner is hereby authorized to charge any fees or credit any overpayment during the pendency of this application to Account No. 08-1275. **An originally executed duplicate of this document is enclosed for this purpose.**

Dated: May 25, 2004

By: Jonathan O. Owens
Jonathan O. Owens
Reg. No. 37,902

Attorney for Applicant



Attorney Docket No.: PATENT
NEI-00106

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Group Art Unit: 1725
Gary R. McLuen et al.	)	Examiner: Stoner, Kiley Shawn
Serial No.: 09/901,949	)	TRANSMITTAL LETTER
Filed: July 09, 2001	)	162 N. Wolfe Road
For: MULTI-WELL ROTARY	)	Sunnyvale, CA 94086
SYNTHESIZER	)	(408) 530-9700
		Customer No. 28960

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed please is an amendment and response to the office action mailed February 25, 2004 including one marked up drawings and terminal disclaimer for filing in the U.S. Patent and Trademark Office. Also enclosed is a copy of the assignment. A check in the amount of \$110.00 is enclosed to cover the terminal disclaimer fee.

The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: May 25, 2004

By: Jonathan O. Owens
Jonathan O. Owens
Reg. No.: 37,902

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 5-25-04 By: [Signature]